NOTIFICATION.

No. L.S. 3987—L.W. 39-52-13, Bangalore, dated 18th October 1952.

In exercise of the powers conferred by Section 38 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct that the following amendments shall be made to the Industrial Disputes (Mysore) Rules, 1951, the draft of the same having been published in Part IV, Section II-C of the *Mysore Gazette*, dated the 31st July 1952, in Notification No. L.S. 2080/L.W. 39-52-7, dated 26th July 1952, as required by sub-section (1) of the said section.

Draft Amendment.

1. In the said Rules in Rule 2, after clause (*g*) the following clause shall be inserted, *viz.*,

"(*h*) with reference to clause (*g*) of section 2 of the Act it is hereby prescribed that, in relation to an industry carried on by or under the authority of a Department of the State Government, the officer-in-charge of the industrial establishment shall be the employer in respect of that establishment".

2. After Rule 29, the following Rule shall be inserted namely:—

"29A *Form of authority under section 36* :—The authority in favour of a person to represent a workman or an employer in any proceedings under the Act shall be in Form CC".

3. To Rule 34 the following further proviso shall be added, namely,—

"Provided that where a registered Trade Union neglects or fails to furnish the information called for under Rule 33, within one month of the date of the notice requiring it to furnish such information, the members of such Union shall for purposes of this rule be treated as on-members".

4. In Rule 41, after sub-rule (4) the following sub-rule shall be added, *viz.*,

"(5) Every Workman entitled to vote at an electroral constituency shall have as many votes as there are seats to be filled in the constituency".

5. In Rule 43:—

(*a*) For sub-rule (1) the following sub-rule shall be substituted, *viz.*,

"(1) The Committee shall have among its office-bearers a Chairman, a Vice-Chairman, a Secretary and a Joint-Secretary.

Such office-bearers shall be nominated or elected, as the case may be every year".,

(*b*) For sub-rule (4), the following sub-rule shall be substituted, *viz.*,

"(4) The Committee shall elect the Secretary and the Joint-Secretary provided that where the Secretary is elected from among the representatives of the employers, the Joint-Secretary shall be elected from among the representatives of the workmen and *vice versa*:

Provided further that the post of the Secretary and the Joint-Secretary, as the case may be shall not be held by a representative of the employer or the workmen for two consecutive years".

6. After Rule 49, the following Rule shall be inserted namely.—

"49A *Complaints regarding change of conditions of service, etc.*—Every complaint under Section 33A of the Act shall be presented in triplicate in Form DD and shall be accompanied by as many copies of the complaint as there are opposite parties to the complaint".

7. For sub-rule (2) of Rule 50, the following sub-rule shall be substituted, *viz.*,

"(2) On receipt of a notice of a strike under sub-rule (1) the employer shall forthwith intimate the fact to the conciliation officer having jurisdiction in the matter".

8. In the Schedule.—

(*a*) After Form C, the following form shall be inserted namely.—

FORM CC.

[SEE RULE 29 A].

Before.....(Here mention the authority concerned).

Reference No.....of.....

.....workmen

.....versus.....

.....Employer

in the matter of.....

I/we hereby authorise Sri.....

to represent me/us in the above matter.

Date this.....day of.....195 .

Accepted.

(Signature) (Signature)

Address. Address.

(*b*) After form D the following form shall be inserted, *viz.*

FORM DD.

[SEE RULE 49 A].

Before the Industrial Tribunal.....Complaint under Section 33 A of the Industrial Disputes Act, 1947.

A. .....Complaint(s)
Address:

Versus.

B. .....[Opposite party (party (ies)]
Address:

In the matter of Reference No.....
The petitioner(s) beg(s) to complain that the opposite party(ies) has/have been guilty of a contravention of the provisions of Section 33 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947) as shown below:—

(here set out in short paragraphs particulars showing the manner in which the alleged contravention has taken place and the grounds on which the order or the act of the Management is challenged).

The complaint(s) accordingly pray(s) that the Tribunal may be pleased to decide the complaint set out above and pass such order or orders thereon as it may deem fit and proper.

The number of copies of the complaint and its annexures required by Rule 49 A of the Industrial Disputes (Mysore) Rules, 1951 are submitted herewith.

Dated this.....day of 195 .

(Signature).

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Secretary to Government,
Law Department.